

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN INVESTIGATION OF TOLL AND ACCESS)
CHARGE PRICING AND TOLL SETTLEMENT)
AGREEMENTS FOR TELEPHONE UTILITIES) CASE NO. 8838
PURSUANT TO CHANGES TO BE EFFECTIVE)
JANUARY 1, 1984)

O R D E R

On June 2, 1986, AT&T Communications of the South Central States, Inc., ("AT&T") filed an information and data request directed to all local exchange carriers. Subsequently, on July 3, 1986, Continental Telephone Company of Kentucky ("Continental") filed an objection to AT&T's information and data request. On August 29, 1986, AT&T filed a motion to compel Continental to respond to its information and data request.

DISCUSSION

The information sought by AT&T is as follows:

Please provide the latest embedded cost study results separately, for all categories of access, disaggregated at least to the following level; carrier common line, traffic sensitive switched access, special access, billing and collection and miscellaneous access. Provide the revenues and costs for the intrastate intraLATA toll service¹ and intrastate and intraLATA private line services.

Continental's objection is based "on the ground that it [the information and data request] calls for data which is outside the

¹ Information and Data Request of AT&T Communications of the South Central States, Inc., page 1.

scope of this proceeding and includes information which is proprietary in nature."² In its motion to compel the filing of the requested information and data, AT&T argues that (1) the requested information and data is not outside the scope of this proceeding, (2) Continental's proprietary claim is unsubstantiated, and (3) states its willingness to enter into a confidentiality agreement if proprietary status is granted under the Commission's rules and regulations.

In the opinion of the Commission, AT&T's information and data request is a valid request to which Continental should respond, as soon as possible. However, as stated in its objection to AT&T's information and data request, if Continental believes the requested information and data is of a proprietary nature, then it should file a petition for confidential treatment under the provisions of 807 KAR 5:001 Section 7, no later than October 1, 1986.

FINDINGS AND ORDERS

The Commission, having considered the evidence of record and being advised, is of the opinion and finds that:

1. AT&T's motion to compel Continental to respond to its information and data request should be granted.

2. Continental's objection to AT&T's information and data request should be denied.

² Objection of Continental Telephone Company of Kentucky to Data Request of AT&T, page 1.

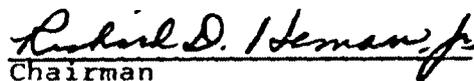
IT IS THEREFORE ORDERED that:

1. AT&T's motion to compel Continental to respond to its information and data request be and it hereby is granted.

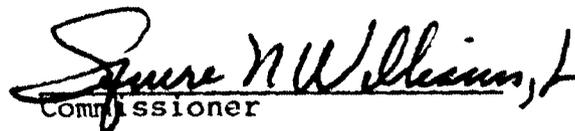
2. Continental's objection to AT&T's information and data request be and it hereby is denied.

Done at Frankfort, Kentucky, this 26th day of September, 1986.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Executive Director